



ANNO QUARTO

# GEORGIIV. REGIS.

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## Cap. xx.

An Act for amending an Act of the Third Year of His present Majesty, for continuing and altering Six former Acts of their late Majesties King *George* the Second and King *George* the Third, for enlarging the Piers and Harbour of *Scarborough* in the County of *York*. [12th *May* 1823.]

**W**HEREAS an Act was passed in the Fifth Year of the Reign of His Majesty King *George* the Second, intituled *An Act to enlarge the Pier and Harbour of Scarborough in the County of York*: 5 G. 2. c. 11.  
 And whereas an Act was passed in the Twenty-fifth Year of the Reign of His said Majesty King *George* the Second, intituled *An Act to explain and amend an Act passed in the Fifth Year of His present Majesty's Reign, intituled 'An Act to enlarge the Pier and Harbour of Scarborough in the County of York,' and for making the said Act more effectual*: 25 G. 2. c. 44.  
 And whereas an Act was passed in the Third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for continuing the Duties and enlarging the Powers granted by Two Acts made in the Fifth and Twenty-fifth Years of His late Majesty's Reign, for enlarging the Pier and Harbour of Scarborough in the County of York*: 3 G. 3. c. 42.  
 And whereas an Act was passed in the Eighteenth Year of the Reign of His said late Majesty King *George* the Third, intituled *An Act for further continuing the Duties granted by Three Acts made in the Fifth and Twenty-fifth Years of His late Majesty King George the Second, and in the Third Year of His present Majesty's Reign, for enlarging the Pier and Harbour of Scarborough in the County of York*: 18 G. 3. c. 20.  
 [Local.] 6 C York :

York : And whereas an Act was passed in the Forty-first Year of the  
 41 G. 3. c. 69. Reign of His said late Majesty King George the Third, intituled *An Act*  
*for further continuing the Duties and altering the Powers of Four Acts made*  
*in the Fifth and Twenty-fifth Years of His late Majesty King George the*  
*Second, and in the Third and Eighteenth Years of His present Majesty's*  
*Reign, for enlarging the Pier and Harbour of Scarborough in the County of*  
 York : And whereas an Act was passed in the Forty-sixth Year of the  
 46 G. 3. c. 33. Reign of His said late Majesty King George the Third, intituled *An Act*  
*for altering and enlarging the Powers of several Acts made in the Fifth*  
*and Twenty-fifth Years of King George the Second, and in the Third,*  
*Eighteenth, and Forty-first Years of His present Majesty, for enlarging the*  
*Pier and Harbour of Scarborough in the County of York :* And whereas  
 3 G. 4. c. 22. an Act was passed in the last Session of Parliament, intituled *An Act for*  
*further continuing the Duties and altering the Powers granted by Six several*  
*Acts of their late Majesties King George the Second and King George the*  
*Third, for enlarging the Piers and Harbour of Scarborough in the County of*  
 York : And whereas some of the Provisions contained in the said last  
 recited Act are inconvenient, and it is expedient that some Errors therein  
 should be rectified, and that the said Act should be amended in Manner  
 herein-after mentioned : May it therefore please Your Majesty that it  
 may be enacted ; and be it enacted by the King's most Excellent Majesty,  
 by and with the Advice and Consent of the Lords Spiritual and Temporal,  
 and Commons, in this present Parliament assembled, and by the Autho-  
 rity of the same, That from and after the First Day of *June* next after  
 the passing of this Act, so much of the said recited Act of the Third Year  
 of the Reign of His present Majesty as enacted that from and after the  
 First Day of *August* then next, in lieu of the Duty on Coals granted, or  
 continued by the several former Acts therein and herein-before recited or  
 referred to, only One Half of such Duty should be payable and collected  
 by virtue of the said last recited Act, shall be and the same is hereby re-  
 pealed and made void.

So much of  
 3 G. 4. c. 22.  
 as relates to  
 the Payment  
 of only One  
 Half of the  
 Duty on Coals  
 repealed.

Duty on Coals  
 granted by  
 41 G. 3. c. 69.  
 revived and  
 continued till  
 June 1, 1830,  
 and after that  
 Period only  
 Half Duty  
 shall be paid.

II. And be it further enacted, That from and after the said First Day  
 of *June* the Duty on Coals granted and continued by the said recited Act  
 of the Forty-first Year of the Reign of His late Majesty King George the  
 Third shall be revived, and be and continue in force and payable until  
 the First Day of *June* which will be in the Year of our Lord One thou-  
 sand eight hundred and thirty ; and that from and after the said First Day  
 of *June* One thousand eight hundred and thirty, in lieu of the said Duty  
 on Coals, only One Half of such Duty shall be payable, collected, and  
 paid during the then Residue of the Term granted by the said recited Act  
 of the Third Year of the Reign of His present Majesty ; all which said  
 Tolls or Duty shall be and the same are hereby vested in the Commis-  
 sioners for carrying the said recited Acts and this Act into Execution ;  
 and the same and every Part thereof shall and may be collected, recovered,  
 paid, applied, and disposed of in such Manner as in the said recited Acts,  
 or any of them, is mentioned with respect to the Tolls or Duties thereby  
 granted or made payable.

So much of  
 recited Act  
 3 G. 4. c. 22.  
 as requires  
 11 Commis-

III. And be it further enacted, That so much of the said recited Act of  
 the Third Year of the Reign of His present Majesty as enacted that from  
 and after the passing of the same Act no Order, Proceeding, Act, Matter,  
 or Thing, made, done, or executed by or by the Order or Direction of  
 the

the Commissioners (therein mentioned) in pursuance of the herein-before recited Acts, should be valid or binding, unless Eleven at the least of the said Commissioners should have concurred therein; and that all Orders, Proceedings, Acts, Matters, or Things, made, done, or executed by or by the Order of any Eleven or more of the said Commissioners, should be binding and conclusive on all Persons, to all Intents and Purposes whatsoever, as fully and effectually as if the same had been made, done, or executed by or before all the said Commissioners, shall be and the same is hereby repealed and made void.

Commissioners to concur in Proceedings, repealed.

IV. And be it further enacted, That from and after the passing of this Act no Order, Proceeding, Act, Matter, or Thing, made, done, or executed by or by the Order or Direction of the said Commissioners, in the Execution of the said recited Acts and this Act, or any of them, shall be valid or binding, unless made, done, or executed by the major Part of the Commissioners present at a Meeting summoned and held according to the Directions of the said Acts, the whole Number present not being less than Eleven; and that all Orders, Proceedings, Acts, Matters, or Things, made, done, or executed by or by the Order of such Majority, shall be binding and conclusive on all Persons, and to all Intents and Purposes whatsoever, as fully and effectually as if the same had been made, done, or executed by or before all the said Commissioners; any thing in the said recited Acts or any of them to the contrary notwithstanding.

Majority of Commissioners may act, the Number present not being less than 11.

V. And be it further enacted, That the Costs, Charges, and Expences incidental to or attending the obtaining and passing of this Act, together with lawful Interest for any Money which shall be advanced for that Purpose, shall be paid out of any Monies already received, or to be received by virtue of the said recited Acts or this Act.

Expences of Act.

VI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

Public Act.